

Chief District Judge Ricardo S. Martinez

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

GUILLERMO ROJAS CEDILLO,

Plaintiff,

v.

KENNETH T. CUCCINELLI, *et al.*,

Defendants.

No. 2:20-cv-00978-RSM

JOINT STIPULATION AND
ORDER HOLDING
CASE IN ABEYANCE

Note on Motion Calendar:
December 2, 2020

Plaintiff brings this litigation pursuant to the Mandamus Act seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate Plaintiff’s I-485 application. Dkt. No. 1. Defendants have yet to answer the Complaint.

On October 14, 2020, USCIS interviewed Plaintiff, and on November 18, 2020 USCIS issued a Notice of Intent to Deny (“NOID”) Plaintiff’s I-485 Application. Plaintiff has Until February 16, 2021 to respond to the NOID. In order to give Plaintiff sufficient time to respond to the RFE, and USCIS sufficient time to review Plaintiff’s responses, the parties, through their counsel, jointly request that the Court hold this matter in abeyance for a period not to exceed 120 days. The parties agree that this is an acceptable timeframe, and recognize the possibility that this process may moot Plaintiff’s claims.

Accordingly, the parties hereby STIPULATE AND AGREE, AND JOINTLY REQUEST, that the Court hold this case in abeyance, and order the parties to file a joint status report within 120 days after entry of the proposed Order.

//

//

1 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

2 DATED: December 2, 2020

s/ Alexandra Lozano

3 ALEXANDRA LOZANO, WSBA #40478
4 Alexandra Lozano Immigration Law
5 16400 Southcenter Pkwy., Suite 410
6 Tukwila, WA 98188
7 Phone: 206-406-3068
8 Fax: 206-494-7775
9 Email: Alexandra@abogadaalexandra.com

Attorney for Plaintiff

10 DATED: December 2, 2020

s/ Michelle R. Lambert

11 MICHELLE LAMBERT, NYS #4666657
12 Assistant United States Attorney
13 United States Attorney's Office
14 1201 Pacific Ave, Suite 700
15 Tacoma, WA 98402
16 Phone: (253) 428-3824
17 Email: michelle.lambert@usdoj.gov

Attorney for Defendants

ORDER

The Parties having so stipulated and agreed, the Court hereby ORDERS that this action shall be held in abeyance for 120 days from the date of this Order, and the parties shall file a Joint Status Report with the Court on or before the conclusion of the 120-day period.

Dated this 3rd day of December, 2020.



RICARDO S. MARTINEZ
CHIEF UNITED STATES DISTRICT JUDGE